

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

J. KENNETH KEARNY USA LTD.,

Plaintiff,

v.

DAVID SMITH,

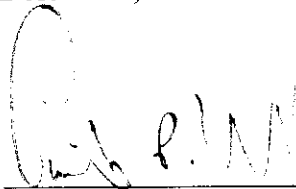
Defendant.

Civil Action No. _____

04 CV 12643 RCL

NOTICE OF APPEARANCE

Please enter the appearance of Timothy P. Van Dyck and Windy L. Rosebush of Edwards & Angell, LLP as counsel for Defendant, David Smith in the above-referenced proceeding.



Timothy P. Van Dyck, (BBO #548347)

Windy L. Rosebush, (BBO #636962)

EDWARDS & ANGELL, LLP

101 Federal Street

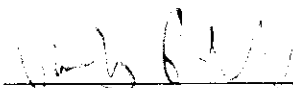
Boston, MA 02110

(617) 439-4444

Dated: December 17, 2004

CERTIFICATE OF SERVICE

I, Timothy P. Van Dyck, hereby certify that on this 17th day of December, 2004, I caused a copy of the foregoing document to be mailed via first-class mail, to Kristin M. Cataldo, Esq. Gadsby Hannah LLP, 225 Franklin Street, 21st Floor, Boston, MA 02110.



Timothy P. Van Dyck